

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

Miyano Machinery USA, Inc.)	
)	
Plaintiff)	
)	Civil Action No. 08 C 526
v.)	
)	Hon. Virginia Kendall
MiyanoHitec Machinery, Inc.,)	
Thomas ("Tom") Miyano, a/k/a)	Magistrate Judge Nolan
Toshiharu Miyano and Steven Miyano,)	
a/k/a Shigemori Miyano,)	
)	
)	JURY TRIAL DEMANDED
Defendants)	
<hr/>)	
MiyanoHitec Machinery, Inc.,)	
Thomas ("Tom") Miyano, a/k/a)	
Toshiharu Miyano and Steven Miyano,)	
a/k/a Shigemori Miyano,)	
)	
Counterclaim-Plaintiffs)	
)	
v.)	
)	
Miyano Machinery USA Inc. and)	
)	
Counterclaim-Defendants)	
)	
Miyano Machinery Inc.,)	
)	
Third-Party Defendants)	

NOTICE OF MOTION

TO: SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on the 7th day of July, 2008, at 9:00 a.m., or as soon thereafter as counsel may be heard, the Plaintiff, MIYANO MACHINERY USA, INC., by and

through its attorneys, Nancy E. Sasamoto and Steven L. Katz of MASUDA, FUNAI, EIFERT & MITCHELL, LTD., shall appear before the Honorable Judge Kendall in Courtroom 2319 of the U.S. District Court Building at 219 South Dearborn Street, Chicago, Illinois 60604, and then and there present its **MOTION FOR ORDER PRECLUDING DEFENDANTS FROM CALLING ATTORNEY GEORGE H. KOBAYASHI TO TESTIFY AT PRELIMINARY INJUNCTION HEARING**, at which time you may appear as you see so fit.

/s/ Nancy E. Sasamoto
Attorneys for Plaintiff

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